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WESTERN DISTRICT OF LOUISIANA
SHREVEPORT, LOUISIANA

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
SHREVEPORT DIVISION**

UNITED STATES OF AMERICA

: CR. NO. 01-50044-01

VERSUS

: CIVIL NO. 05-1130

DERRICK DECARLO PARKER

: JUDGE DONALD E. WALTER

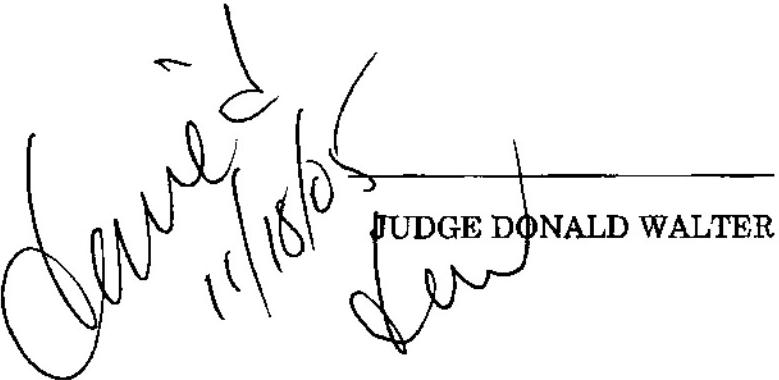
: MAGISTRATE JUDGE HORNSBY

ORDER

Consider the foregoing Petitioner's Application for Issuance of A Certificate of Appealability.

IT IS HEREBY ORDERED, that a certificate of appealability shall issue on the following issue or issues raised by the Motion Under 28 §2255 to Vacate, Set Aside or Correct sentence file: whether *Booker* and *Blakely* should apply retroactively to cases on collateral review such that the Defendant's sentence be set aside and the Court should order Defendant to be re-sentenced.

Thus done and signed in Shreveport, Caddo Parish, Louisiana, this _____ day of _____, 2005.


JUDGE DONALD WALTER